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11 **UNITED STATES DISTRICT COURT**
 12 **SOUTHERN DISTRICT OF NEW YORK**

13
 14 MICHAEL DANIELI, on behalf of himself
 15 and those similarly situated,

Case No. 08 CV 3688

Honorable Robert W. Sweet

CLASS ACTION

16 Plaintiff,
 17 v.
 18 INTERNATIONAL BUSINESS
 19 MACHINES CORPORATION,
 20 Defendant.

**NOTICE OF APPEARANCE OF
KENNETH J. SUGARMAN**

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 22
 23 TO THE CLERK OF THE COURT AND COUNSEL FOR DEFENDANT:

24 PLEASE TAKE NOTICE that attorney Kenneth J. Sugarman of Rudy, Exelrod & Zieff,
 25 LLP located at 351 California Street, Suite 700, San Francisco, California 94104 hereby appears
 26 as additional counsel of record on behalf of Plaintiff in the matter of *Danieli v. International*
 27 *Business Machines Corporation*, Case No. 08 CV 3688, United States District Court for the
 28 Southern District of New York. Kenneth J. Sugarman hereby requests that copies of all notices,

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1 pleadings, correspondence and other communications filed in this proceeding be provided to him.

2 DATED: July 15, 2008

RUDY, EXELROD & ZIEFF, LLP

4 By: /s/ Kenneth J. Sugarman
 5 KENNETH J. SUGARMAN

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CERTIFICATE OF SERVICE

I hereby certify that on July 15, 2008, I electronically filed the following Notice of Appearance with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following e-mailing addresses:

Attorneys for Defendant International Business Machines

DATED: July 15, 2008

RUDY, EXELROD & ZIEFF, LLP

By: /s/ Kenneth J. Sugarman
KENNETH J. SUGARMAN

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